HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
and
HON'BLE SHRI JUSTICE G.V.SEETHAPATHY

W.A. NO.741OF 2006

-

Between:
Pilla Narasimha Patrudu and 4 others.

..... Appellants

AND

The State of A.P. represented by the
District Collector, Collectorate, Visakhapatnam.
and 3 others.

.....Respondents

::JUDGMENT::

Counsel for the Appellants : Sri C.Kodandaram

Counsel for Respondent Nos.1&2 : Government Pleader

for Revenue

Counsel for Respondent Nos.3&4 : Government Pleader for Home

Dated 17/7/2006

Per Sri G.S.Singhvi, CJ

This appeal is directed against order dated 3.6.2006 passed by the learned Single Judge in Writ Petition No.20444 of 2000 whereby he rejected the appellants' prayer to quash the assignment of land measuring Ac.2-55 cts. and Ac.13-90 cts. situated in Survey Nos.197/4 and 83/2 respectively of Mudapaka Village, Pendurthi Mandal, Visakhapatnam, to third parties.

On the last date of hearing i.e. 10.7.2006, Sri C.Kodandaram, learned counsel for the appellants, after going through the counter affidavit dated 4.10.2001 filed on behalf of the respondents, made a request for adjournment.

Today, Sri Kodandaram states that his clients could not file rejoinder to the counter-affidavit because copy thereof was not supplied to him. He says that in this view of the matter, his clients may be permitted to withdraw the appeal with liberty to file an application for review of the order under challenge.

The request of the learned counsel is accepted and the appeal is dismissed as withdrawn with liberty in terms of the prayer made.

G.S.SINGHVI, CJ

Dt.17.7.2006

G.V.SEETHAPATHY,J

svs